

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; Honorable Brad Hill, Associate Justice; and Charlene Ynson, Clerk/Administrator, by Shandra Santana, Deputy Clerk.

F054504 Anton v. Monk et al.

Cause called and argued by Stephen P. Wainer, Esq., counsel for appellant Thomas J. Anton and by Martin L. Horwitz, Esq., counsel for respondent Susannah Monk and by Paul Jacob Weiner, Esq., counsel for respondent Lorraine Pantoja and by Dennis Patrick Wilson, Esq., counsel for respondent Rastegar & Matern.

Cause ordered submitted.

Court recessed until Tuesday, March 17, 2009 at 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Herbert I. Levy, Associate Justice; Honorable Gene M. Gomes, Associate Justice; and Charlene Ynson, Clerk/Administrator, by Melissa Lopez, Assistant Deputy Clerk.

F054980 People v. Tovar

Cause called and argued by Harry I. Zimmerman, Esq., counsel for appellant Victor Carlos Tovar and by Lewis A. Martinez, Deputy Attorney General, counsel for respondent The People.

Cause ordered submitted.

F054003 Fullerton v. City of Merced et al.,

Cause called and argued by Gary M. Messing, Esq., counsel for appellant Thomas Fullerton and by Donald J. Prietti, Esq., counsel for respondent City of Merced et al.,.

Cause ordered submitted.

Court recessed until Friday, March 27, 2009 at 1:30 P.M.

IN THE
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IN AND FOR THE
Fifth Appellate District

F056083 In re B.A. et al., Minors

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F056083 In re B.A. et al., Minors

The order terminating parental rights is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F056874 People v. Akers

The appeal is ordered dismissed since it was untimely filed and appellant has failed to show that any exception to the 60-day jurisdictional rule apply to his case.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054834 People v. Miranda

The matter is remanded with directions (1) to amend the abstract of judgment by reflecting a stay on the concurrent sentences imposed for criminal threats and assault by means likely to produce great bodily injury and (2) to send to every appropriate person a certified copy of the amended abstract of judgment. Otherwise the judgment is affirmed. Gomes, J.

We concur: Ardaiz, P.J. ; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F056409 People v. Martinez

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.